

AO 440 (Rev. 8/01) Summons in a Civil Action

UNITED STATES DISTRICT COURT

Southern

District of

New York

DESMOND FOUNTAIN

SUMMONS IN A CIVIL ACTION

V.
BELROSE, INC.
d/b/a BELROSE GALLERIES

CASE NUMBER:

08 CV 3285

JUDGE KAPLAN

TO: (Name and address of Defendant)

BELROSE, INC.
d/b/a BELROSE GALLERIES
1505 Boardwalk
Atlantic City, NJ 08401

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

J. Joseph Bainton
Bainton McCarthy LLC
26 Broadway
New York, New York 10004

an answer to the complaint which is served on you with this summons, within twenty days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

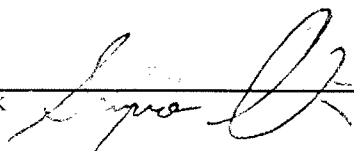
J. MICHAEL McMAHON

CLERK

APR 01 2008

DATE

(By) DEPUTY CLERK



AO 440 (Rev. 8/01) Summons in a Civil Action

RETURN OF SERVICE		
Service of the Summons and complaint was made by me ⁽¹⁾	DATE	
NAME OF SERVER (<i>PRINT</i>)	TITLE	
<i>Check one box below to indicate appropriate method of service</i>		
<div style="margin-bottom: 10px;"> <input type="checkbox"/> Served personally upon the defendant. Place where served: </div> <div style="margin-bottom: 10px;"> <input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left: </div> <div style="margin-bottom: 10px;"> <input type="checkbox"/> Returned unexecuted: </div> <div> <input type="checkbox"/> Other (specify): </div>		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL \$0.00
DECLARATION OF SERVER		
<p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p> <p>Executed on _____ Date _____ Signature of Server _____</p> <p style="text-align: center;">_____ Address of Server _____</p>		

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.



AO 440 (Rev. 10/93) Summons in a Civil Action

RETURN OF SERVICE

SERVICE OF: **SUMMONS IN A CIVIL CASE, COMPLAINT,, ATTACHMENTS**
EFFECTED (1) BY ME: **CECELIA OBIE**
TITLE: **PROCESS SERVER**

DATE: 04/07/2008 01:49PM

CHECK ONE BOX BELOW TO INDICATE APPROPRIATE METHOD OF SERVICE:

☐ Served personally upon the defendant:BELROSE, INC.

Place where served:

1505 BOARDWALK ATLANTIC CITY NJ 08401☐ Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing herein. Name of person with whom the summons and complaint were left:CHARLES ISSACCRelationship to defendant: MANAGING AGENT

Description of person accepting service:

SEX: M AGE: 51-65 HEIGHT: 5'4"-5'8" WEIGHT: 161-200 LBS. SKIN: BLACK HAIR: BLACK OTHER: _____☒ To the best of my knowledge, said person was not engaged in the U.S. Military at the time of service

STATEMENT OF SERVER

TRAVEL \$ _____

SERVICES \$ _____

TOTAL \$ _____

DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in this Return of Service and Statement of Server is true and correct.

DATE: 04/07/08

Cecelia Obie L.S.
SIGNATURE OF CECELIA OBIE
GUARANTEED SUBPOENA SERVICE, INC.
2009 MORRIS AVENUE
UNION, NJ 07083

ATTORNEY: J. JOSEPH BANTON, ESQ.
PLAINTIFF: DESMOND FOUNTAIN
DEFENDANT: BELROSE, INC. DBA BELROSE GALLERIES
VENUE: DISTRICT OF NY
DOCKET: 08 CV 3285 LAK THK

04/07/08
JACKELINE GONZALEZ
NOTARY PUBLIC OF NEW JERSEY
My Commission Expires Dec. 7, 2010

1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

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